

Meeting Minutes
Meeting of May 22, 2008

A meeting of the Connecticut Siting Council (energy/telecommunications) was held on Thursday, May 22, 2008, in Hearing Room Two, Ten Franklin Square, New Britain, Connecticut. The meeting was called to order with a quorum present by Daniel F. Caruso at 2:03 p.m.

Council Members Present:

Judge Daniel F. Caruso
Chairman
Barbara Currier Bell
Gerald J. Heffernan
(designee for Commissioner Downes)
Brian Golembiewski
(designee for Commissioner McCarthy)

Colin C. Tait
Vice Chairman
Daniel P. Lynch, Jr.
Philip T. Ashton
Ed Wilensky
Frederick Riese
(designee for Commissioner McCarthy)

Council Members Absent:

James J. Murphy, Jr.

Staff Members Present:

Robert L. Marconi
Assistant Attorney General
S. Derek Phelps
Executive Director
Fred O. Cunliffe
Supervising Siting Analyst
Christina Lepage
Siting Analyst

Robert D. Mercier
Siting Analyst
David Martin
Siting Analyst
Michael Perrone
Siting Analyst

Recording Secretary:

Carriann Mulcahy

Minutes of May 8, 2008.

Mr. Heffernan moved to approve the minutes of May 8, 2008, with corrections, seconded by Mr. Ashton. The motion passed unanimously.

DOCKET NO. 225 – Kleen Energy Systems, LLC Certificate of Environmental Compatibility and Public Need for the construction, maintenance and operation of a Electric Generating Facility and Switchyard on River Road, Middletown, Connecticut. Development and Management Plan – Revision 5.

No action was taken on this item

DOCKET NO. 244 - Omnipoint Facilities Network 2, L.L.C., a subsidiary of T-Mobile, USA, Inc. application for a Certificate of Environmental Compatibility and Public Need for the construction, maintenance and operation of a wireless telecommunications facility at the New Canaan Country Club, 95 Country Club Road, New Canaan, Connecticut. Request for extension.

Mr. Heffernan moved to approve the request for extension, seconded by Mr. Ashton. The motion passed with Mr. Lynch abstaining.

DOCKET NO. 292 - The Connecticut Light & Power Company application for a Certificate of Environmental Compatibility and Public Need for the construction and operation of 8.7 miles of new underground 115-kilovolt electric transmission cables extending from CL&P's existing Glenbrook Substation in the City of Stamford, through the Town of Darien, to CL&P's existing Norwalk Substation in the City of Norwalk. EMF Monitoring Plan.

Mr. Ashton moved to table this item, seconded by Mr. Wilensky. The motion passed unanimously.

DOCKET NO. 342 - Optasite Towers LLC and Omnipoint Communications, Inc. application for a Certificate of Environmental Compatibility and Public Need for the construction, maintenance and operation of a telecommunications facility located at 425 Litchfield Road, New Milford, Connecticut. Draft Findings of Fact, Opinion, Decision & Order.

Mr. Ashton moved to approve the draft Findings of Fact, Opinion, and Decision and Order, as amended; seconded by Dr. Bell. The motion passed unanimously.

Chairman Caruso requested a written vote on the record with Dr. Bell, Mr. Wilensky, Mr. Tait, Mr. Heffernan, Mr. Golembiewski, Mr. Lynch, Mr. Ashton and Chairman Caruso in favor of granting a Certificate for the proposed facility.

DOCKET NO. 355 - Cellco Partnership d/b/a Verizon Wireless application for a Certificate of Environmental Compatibility and Public Need for the construction, maintenance and operation of a telecommunications facility located at 359 Litchfield Road, New Milford, Connecticut. Draft Findings of Fact, Opinion, Decision & Order.

Mr. Wilensky moved to approve the draft Findings of Fact, Opinion, and Decision and Order, as amended; seconded by Mr. Ashton. The motion passed unanimously.

Chairman Caruso requested a written vote on the record with Dr. Bell, Mr. Wilensky, Mr. Tait, Mr. Heffernan, Mr. Golembiewski, Mr. Lynch, Mr. Ashton and Chairman Caruso in favor of denying this application.

DOCKET NO. 347 - Cellco Partnership d/b/a Verizon Wireless application for a Certificate of Environmental Compatibility and Public Need for the construction, maintenance and operation of a telecommunications facility located at 700 Kent Road, New Milford, Connecticut. Draft Findings of Fact.

This item was temporarily passed.

DOCKET NO. 349 – Global Signal Acquisitions II application for a Certificate of Environmental Compatibility and Public Need for the re-location, construction, maintenance and operation of a telecommunications facility located at 1919 Boston Post Road, Guilford, Connecticut. Draft Findings of Fact.

Mr. Heffernan moved to approve the draft Findings of Fact, Opinion, and Decision and Order, as amended; seconded by Mr. Ashton. The motion passed with Mr. Lynch abstaining.

Chairman Caruso requested a written vote on the record with Dr. Bell, Mr. Wilensky, Mr. Tait, Mr. Heffernan, Mr. Golembiewski, Mr. Ashton and Chairman Caruso in favor of granting a Certificate for the proposed facility at the alternate site, and Mr. Lynch abstaining.

DOCKET NO. 352 - The Connecticut Light and Power Company application for a Certificate of Environmental Compatibility and Public Need for the construction, maintenance, and operation of a proposed substation located at 264 Rood Avenue and 25 Shelley Avenue, Windsor, Connecticut. Development and Management Plan.

Mr. Heffernan moved to approve the Development and Management Plan, seconded by Dr. Bell. The motion passed unanimously.

DOCKET NO. 360 - Cellco Partnership d/b/a Verizon Wireless application for a Certificate of Environmental Compatibility and Public Need for the construction, maintenance and operation of a telecommunications facility located at 188 Route 7 South, Falls Village (Canaan), Connecticut. Completeness Review, Schedule, Custodian of the Docket, Deposition of the Transcript, Request for Party/Intervenor Status.

Mr. Ashton moved to approve the application as complete, the schedule for processing the docket as per staff recommendations, the appointment of Carriann Mulcahy as custodian of the docket, the deposition of the transcript in the Town of Falls Village (Canaan), and a public field review and hearing in Falls Village (Canaan) on Tuesday, July 1, 2008; seconded by Dr. Bell. The motion passed unanimously.

DOCKET NO. 361- Cellco Partnership d/b/a Verizon Wireless application for a Certificate of Environmental Compatibility and Public Need for the construction, maintenance and operation of a telecommunications facility located off Norfolk Road (Route 44), Winchester, Connecticut. Completeness Review, Schedule, Custodian of the Docket, Deposition of the Transcript, Request for Party/Intervenor Status.

Mr. Ashton moved to approve the application as complete, the schedule for processing the docket as per staff recommendations, the appointment of Jessica Brito as custodian of the docket, the deposition of the transcript in the Town of Winchester, and a public field review and hearing in Winchester on Tuesday, July 8, 2008; seconded by Mr. Heffernan. The motion passed unanimously.

DOCKET NO. F-2008 - Connecticut Siting Council Review of the Ten-Year Forecast of Connecticut Electric Loads and Resources. Completeness Review, Schedule, Custodian of the Docket, Deposition of the Transcript, Request for Party/Intervenor Status.

Mr. Ashton moved to approve the schedule for the proceeding as per staff recommendations, the appointment of Carriann Mulcahy as custodian of the docket, the deposition of the transcript in the Stamford Library and the Council Office, and a public hearing in Stamford on Thursday, July 15, 2008; seconded by Mr. Heffernan. The motion passed unanimously.

Mr. Heffernan moved to approve intervenor status for the Connecticut Energy Advisory Board, seconded by Mr. Tait. The motion passed unanimously.

Mr. Heffernan moved to approve party status for AES Thames, LLC, seconded by Dr. Bell. The motion passed unanimously.

PETITION NO. 841 – The Bridgeport Energy II, LLC petition for a declaratory ruling that no Certificate of Environmental Compatibility and Public Need is required for the proposed construction, operation and maintenance of a 350 MW Peaking Facility at the existing Bridgeport Energy Facility located at 10 Atlantic Street, Bridgeport, Connecticut. Draft Findings of Fact.

Mr. Ashton moved to remove this item from the table, seconded by Mr. Wilensky. The motion passed unanimously.

After reviewing the Draft Findings of Fact, Vice Chairman Tait polled the Council members with Mr. Ashton, Mr. Wilensky, Mr. Lynch, Mr. Heffernan, Mr. Riese, Dr. Bell and Vice Chairman Tait in favor of approving the proposed facility, and Chairman Caruso abstaining.

Vice Chairman Tait directed staff to draft a favorable Opinion and Decision and Order to be reviewed at the next meeting.

DOCKET NO. 347 - Cellco Partnership d/b/a Verizon Wireless application for a Certificate of Environmental Compatibility and Public Need for the construction, maintenance and operation of a telecommunications facility located at 700 Kent Road, New Milford, Connecticut. Draft Findings of Fact, Opinion, Decision & Order.

Mr. Tait moved to deny without prejudice this application, seconded by Mr. Ashton. The motion passed with Mr. Golembiewski abstaining.

Administrative Matters

Chairman Caruso announced that the next energy/telecommunications meeting is scheduled on Thursday, June 5, 2008, at 2:00 p.m., in Hearing Room Two. Other calendar dates were also discussed.

Mr. Phelps briefly discussed Public Act 08-94 and how it might impact the Council in the future, and indicated that a more thorough discussion will occur at a future time.

Adjournment.

Chairman Caruso adjourned the meeting at 3:15 p.m.

Respectfully submitted,

Daniel F. Caruso
Chairman

DFC/cm